



## LJ v. Massinga Reporting: Measure 65

*Date: June 2, 2010 | Revised: April 7, 2020*

#	Measure
65	99.68 percent of children in OHP were not maltreated in their placement, as defined in federal law. (Footnote 1)

### Source/Criteria

1. According to the L.J. Modified Consent Decree (MCD, 10/9/09), p. 25, Footnote 1:  
The measurement for maltreatment in foster care in this Decree is the measurement used by the United States Department of Health and Human Services [DHHS] in Child and Family Services Reviews [CFSR], which means the percentage of children who were found to be victims of indicated maltreatment by perpetrators who are relative foster parents, non-relative foster parents, and group home or residential facility staff. “Relative foster parents” include unlicensed kinship care providers with whom BCDSS placed children in OHP.
2. As of October 10, 2014, the measurement used by DHHS in CFSRs has changed. However, the parties agreed, at the LJ Forum on February 12, 2019, to continue for LJ reporting purposes, to use the standard cited in the MCD footnote (above).
3. COMAR .7.02.07.02 Definitions.
  - A. In this chapter, the following terms have the meanings indicated.
  - B. Terms defined.  
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    - (21) “Final determination” means a finding of the local department after all timely appeals.
    - (22) “Finding” means a disposition at the end of an investigation that child abuse or neglect is indicated, unsubstantiated, or ruled out and the identification of an individual responsible for unsubstantiated or indicated child abuse or neglect.
4. In any individual case it is often true that the final determination of maltreatment does not occur within the same LJ reporting period as the report of maltreatment itself. For the purpose of this Measure, the parties have agreed that calculation of the “percent of children in OHP [who] were not maltreated in their placement” for an LJ reporting period will be based upon a count of final determinations of “indicated” or “unsubstantiated” abuse or neglect during the reporting period by perpetrators who are kinship caregivers, foster parents, group home staff, residential facility staff, or purchased temporary caregivers, regardless of:
  - a. when the abuse or neglect actually occurred or was reported , and
  - b. whether or not the child was still in OHP at the time of the final determination.

5. The definition of perpetrator used in this Measure does not include the child’s parents, school staff or licensed daycare providers.

### Key Data

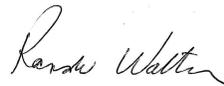
Data	Source
<b>Data on Child Protective Services activity</b>	Child Welfare System of Record
<b>Data on Out-of-Home placement activity</b>	Child Welfare System of Record

### Calculations for Measuring Compliance

<b>Definition</b>	The number of children without a final determination of indicated or unsubstantiated maltreatment in their placement as compared to the total number of children in OHP during the reporting period.
<b>Denominator</b>	Number of children who were in OHP for a least one day during the reporting period.
<b>Numerator</b>	Number of children (whether or not actually part of the denominator) who had a final determination during the reporting period of indicated or unsubstantiated maltreatment in their placement by an identified perpetrator, as defined in this measure.
<b>Unit of analysis</b>	Child - unduplicated children are counted
<b>Data exclusions</b>	None
<b>Six-month calculation methodology</b>	This measure will be calculated by subtracting the percentage result of the numerator divided by the denominator from 100%, for the six-month reporting period.

**Submitted by:**

Randi Walters



5/27/20

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 Printed Name

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

Director, BCDSS

<b>Approved by:</b>	<b>Rhonda Lipkin</b>	/s/	4/7/2020
	_____	_____	_____
	Printed Name	Signature	Date

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